S-4823.2

SUBSTITUTE SENATE BILL 6365

State of Washington	59th Legislature	2006 Regular Session

By Senate Committee on Agriculture & Rural Economic Development

(originally sponsored by Senators Rasmussen, Schoesler, Jacobsen, Fraser and Shin; by request of Department of Agriculture)

READ FIRST TIME 02/03/06.

AN ACT Relating to fees for the weights and measures program; amending RCW 19.94.175, 15.80.450, 15.80.490, and 19.94.2582; creating a new section; and providing an effective date.

- 4 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF WASHINGTON:
- 5 **Sec. 1.** RCW 19.94.175 and 1995 c 355 s 7 are each amended to read 6 as follows:
- 7 (1) Pursuant to RCW 19.94.015, the following annual registration 8 fees shall be charged for each weighing or measuring instrument or 9 device used for commercial purposes in this state:
- (a) Weighing devices: 10 (i) Small scales "zero to four ((5.00))11 hundred pounds capacity" . . . 12 10.00 13 (ii) Intermediate scales "four hundred one pounds to five ((20.00))14 thousand pounds capacity" ... 40.00 15 \$

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1	(iii)	Large scales "over five		((52.00))
2		thousand pounds capacity"	\$	<u>75.00</u>
3	(iv)	((Large scales with		
4		supplemental		
5		devices	\$	52.00
6	(v)))	Railroad track scales	\$	800.00
7	(b)	Liquid fuel metering devices:		
8	(i)	Motor fuel meters with flows of		
9		((less than)) twenty gallons or		((5.00))
10		<u>less</u> per minute	\$	<u>10.00</u>
11	(ii)	Motor fuel meters with flows of		
12		more than twenty but not more		
13		than one hundred fifty gallons		((16.00))
14		per minute	\$	32.00
15	(iii)	Motor fuel meters with flows		
16		over one hundred fifty gallons		((25.00))
17		per minute	\$	<u>50.00</u>
18	(c)	Liquid petroleum gas meters:		
19	(i)	With one inch diameter or		((10.00))
20		smaller dispensers	\$	<u>25.00</u>
21	(ii)	With greater than one inch		((30.00))
22		diameter dispensers	\$	<u>50.00</u>
23	(d)	Fabric meters		((5.00))
24			\$	<u>10.00</u>
25	(e)	Cordage meters		((5.00))
26			\$	<u>10.00</u>
27	(f)	Mass flow meters		((14.00))
28			\$	<u>200.00</u>
29	(g)	Taxi meters		((5.00))
30			\$	<u>25.00</u>

(2) With the exception of subsection (3) of this section, no person shall be required to pay more than the ((established)) annual registration fee ((adopted under this section)) for any weighing or measuring instrument or device in any one year.

(3) The department or a city sealer may establish reasonable inspection and testing fees for each type or class of weighing or measuring instrument or device specially requested to be inspected or tested by the device owner. These inspection and testing fees shall be

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- 1 limited to those amounts necessary for the department or city sealer to
- 2 cover the direct costs associated with such inspection and testing.
- 3 The fees ((established under this subsection)) shall not be set so as
- 4 to compete with service agents normally engaged in such services.
- 5 **Sec. 2.** RCW 15.80.450 and 1969 ex.s. c 100 s 16 are each amended to read as follows:
- 7 Any person may apply to the director for a weighmaster's license.
- 8 Such application shall be on a form prescribed by the director and 9 shall include:
- 10 (1) The full name of the person applying for such license and if 11 the applicant is a partnership, association or corporation, the full 12 name of each member of the partnership or the names of the officers of 13 the association or corporation;
- 14 (2) The principal business address of the applicant in this state 15 and elsewhere;
- 16 (3) The names of the persons authorized to receive and accept 17 service of summons and legal notice of all kinds for the applicant;
- 18 (4) The location of any scale or scales subject to the applicant's control and from which certified weights will be issued; and
- 20 (5) Such other information as the director feels necessary to carry 21 out the purposes of this chapter.
- Such annual application shall be accompanied by a license fee of ((twenty)) fifty dollars for each scale from which certified weights will be issued and a bond as provided for in RCW 15.80.480.
- 25 **Sec. 3.** RCW 15.80.490 and 1969 ex.s. c 100 s 20 are each amended to read as follows:

Any weighmaster may file an application with the director for a license for any employee or agent to operate and issue certified weight tickets from a scale which such weighmaster is licensed to operate under the provisions of this chapter. Such application shall be submitted on a form prescribed by the director and shall contain the following:

(1) Name of the weighmaster;

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- 34 (2) The full name of the employee or agent and his resident 35 address;
 - (3) The position held by such person with the weighmaster;

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- 1 (4) The scale or scales from which such employee or agent will issue certified weights; and
- 3 (5) Signature of the weigher and the weighmaster.
- Such annual application shall be accompanied by a license fee of ((five)) ten dollars.
- 6 **Sec. 4.** RCW 19.94.2582 and 1995 c 355 s 16 are each amended to 7 read as follows:
- 8 (1) Each request for an official registration certificate shall be 9 in writing, under oath, and on a form prescribed by the department and 10 shall contain any relevant information as the director may require, 11 including but not limited to the following:
- 12 (a) The name and address of the person, corporation, partnership, 13 or sole proprietorship requesting registration;
- 14 (b) The names and addresses of all individuals requesting an 15 official registration certificate from the department; and
- 16 (c) The tax registration number as required under RCW 82.32.030 or uniform business identifier provided on a master license issued under RCW 19.02.070.
 - (2) Each individual when submitting a request for an official registration certificate or a renewal of such a certificate shall pay a fee to the department in the amount of ((eighty)) one hundred sixty dollars per individual.
 - (3) The department shall issue a decision on a request for an official registration certificate within twenty days of receipt of the request. If an individual is denied their request for an official registration certificate, the department must notify that individual in writing stating the reasons for the denial and shall refund any payments made by that individual in connection with the request.
- NEW SECTION. Sec. 5. The department of agriculture shall provide a report to appropriate committees of the legislature on the status of the weights and measures program by December 15, 2007.
- 32 <u>NEW SECTION.</u> **Sec. 6.** This act takes effect July 1, 2006.

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